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Attorney for Plaintiff  
Bin Li

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

**Bin Li**

Case No. C 07-05564 HRL

Plaintiff,

V.

**JOINT MOTION FOR CHANGE OF VENUE; AND ~~PROPOSED~~ ORDER**

**Michael Chertoff**, Secretary of the  
Department of Homeland Security;  
**Emilio T. Gonzalez**, Director of United States  
Citizenship and Immigration Services;  
**Robert S. Mueller III**, Director of the Federal  
Bureau of Investigation

## Defendants

Plaintiff by and through his attorney of record, and Defendants by and through their attorneys of record, hereby move this Court for a change of venue, should the Court deem it necessary, due to the following facts:

1. Plaintiff filed this case pro se at the San Jose division of the Northern District of California on November 1, 2007.
2. Plaintiff is a resident of Alameda County, CA, and should have field this case in either

1 the San Francisco or Oakland division of the Northern District.

2 The parties move for a change of venue only if the Court deems that one is necessary;  
3 otherwise, both parties have no objection to continuing this action before the Honorable Judge  
4 Lloyd in the San Jose division.

5  
6  
7 Dated: January 24, 2008

Respectfully Submitted,

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9 \_\_\_\_\_/s/  
10 Justin Fok, CA Bar: 242272  
11 Attorney for Plaintiffs

12  
13 Dated: January 24, 2008

14 \_\_\_\_\_/s/  
15 Ila C. Deiss  
16 Assistant United States Attorney  
17 Attorneys for Defendants

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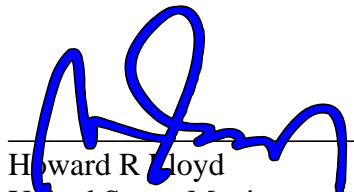
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**ORDER**

**Insofar as the parties indicate that they waive any defect in venue,**

<sup>^</sup>This Court deems that a change of venue is not necessary for this action. This case shall remain before this Court, IT IS SO ORDERED.

Date: February 11, 2008

  
Howard R. Lloyd  
United States Magistrate Judge

~~ORDER~~

~~This Court deems that a change of venue is not necessary for this action. This case shall remain before this Court, IT IS SO ORDERED.~~

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~~XXXXXXXXXXXX~~